

4218ff, and to amend articles 4218e, 4218f and 4218s of said chapter and title, relating to the sale and lease of the public free school and asylum lands."

Action being on the following amendment by Senator Goss:

Amend on page 2, line 14, of printed bill, by adding after the word "he" the following, "or his vendor."

Adopted.

By Senator Goss:

Amend on page 2, line 15, by adding after the word "he" the following, "or his vendor, or both together."

Adopted.

(President pro tem. Dibrell in the chair.)

By Senator Colquitt:

Amend by striking out all of line 12, on page 4, down to and including line 29, on page 5.

Lost.

(Senator Terrell in the chair.)

On motion of Senator Colquitt, the Senate adjourned to 10 a. m. to-morrow.

FIFTIETH DAY.

Senate Chamber,

Austin, Tex., Thursday, Mar. 18.

Senate met pursuant to adjournment.

Lieutenant Governor Jester in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Atlee.	Morriss.
Beall.	Neal.
Bowser.	Presler.
Burns.	Rogers.
Colquitt.	Ross.
Darwin.	Stone.
Dibrell.	Terrell.
Goss.	Turney.
Greer.	Wayland.
Harrison.	Woods.
Kerr.	Yantis.
Lewis.	Yett.
Linn of Victoria.	

Absent.

Bailey. Stafford.

Boren.

Excused.

Gough. Tillett.

Linn of Wharton.

Prayer by the Chaplain, Rev. F. S. Jackson.

Pending the reading of the Journal of yesterday,

On motion of Senator Wayland, the same was dispensed with.

On motion of Senator Turney,

Senator Rogers was excused for non-attendance upon the Senate from Friday last up to and including Wednesday, March 17, on account of committee business.

On motion of Senator Yett,

Page Garvey Harrison was excused for Friday, Monday and Tuesday.

On motion of Senator Ross,

Senator Atlee was excused for Monday and Tuesday, on account of committee business.

On motion of Senator Presler,

Senator Neal was excused for non-attendance from Friday, March 12, up to and including Wednesday, March 17, on account of committee business.

On motion of Senator Colquitt,

Senator Stafford was excused for this week, on account of sickness.

On motion of Senator Ross,

Senator Terrell was excused for non-attendance on Tuesday, on account of important business.

PETITIONS AND MEMORIALS.

By Senator Yantis:

Petition from citizens of McLennan county, praying for passage of an act to give cotton ginner a lien on cotton ginned.

Read and referred to Committee on Agricultural Affairs.

By Senator Terrell:

Petition from citizens of Montgomery county, protesting against the passage of House bill No. 487, relating to the commissioners court purchasing all stationery for county officers.

Read and referred to Committee on State Affairs.

By Senator Bowser:

Protest of the Cotton Crushers Association against the passage of the anti-oleomargarine bill, and asking that the legislation be against such measure.

Read and referred to the Committee on Public Health.

By Senator Bowser:

Protest of the Fort Worth Live Stock Exchange against the passage of an anti-oleomargarine bill, and asking that the Legislature declare against such measure.

Read and referred to the Committee on Public Health.

COMMITTEE REPORTS.

Committee Room,

Austin, Texas, March 17, 1897.

Hon. George T. Jester, President of the Senate:

Your Committee on Internal Improvements, to whom was referred

Senate bill No. 285, a bill to be entitled "An act to authorize the Gulf,

Colorado and Santa Fe Railway Company to purchase the Texas, Louisiana and Eastern Railroad, and to operate the same under the charter of the Gulf, Colorado and Santa Fe Railway Company as a part of its own line, with the right to extend the same and construct branches therefrom, by amendment of its charter under the general laws of the State of Texas,"

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

COLQUITT, Chairman.

Committee Room,

Austin Texas, March 18, 1897.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Roads, Bridges and Ferries, to whom was referred,

House bill No. 548, a bill to be entitled "An act to create a more efficient road system for Wise county, Texas, and making county commissioners of said county ex officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners, and defining the duties and powers of such county commissioners, and providing for the appointment of road overseers, and defining their duties, and for the working of county convicts upon the public roads of said county, and providing officers' fees; and to provide for the payment of teams to work on roads and allowance for time of service for same on public roads in Wise county, and fixing a penalty for violations of this act, and to repeal all laws in conflict herewith,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WAYLAND, Chairman.

Committee Room,

Austin, Texas, March 18, 1897.

Hon. Geo. T. Jester, President of the Senate.

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 134, a bill to be entitled "An act to amend article 856, chapter 4, title 9, of the Code of Criminal Procedure, relating to the hiring and working of convicts on the public works when such convict is convicted of a felony or misdemeanor and his punishment is assessed as a pecuniary fine, and he makes oath in writing that he is unable to pay such fine and costs,"

And find the same correctly engrossed.

DIBRELL, Acting Chairman.

Committee Room,

Austin, Texas, March 17, 1897.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on State Affairs, to whom was referred

Senate bill No. 255, a bill to be entitled "An act to give cotton ginner a lien on the cotton ginned by them, and to prevent the fraudulent disposition of said cotton."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

BEALL, Chairman.

BILLS AND RESOLUTIONS.

By Senator Woods:

Senate bill No. 291, a bill to be entitled "An act to amend subdivision 15 of article 22, of the Revised Civil Statutes of the State of Texas, relative to the time of holding the terms of the district court in the Fifteenth judicial district of Texas, passed by the Twenty-fourth Legislature in the year 1895, and to repeal all laws and parts of laws in conflict with this act."

Read first time and referred to the Committee on Judicial Districts.

By Senator Ross:

Senate bill No. 292, a bill to be entitled "An act making it unlawful for any fire, or fire and marine, or marine insurance company, which is legally licensed to transact the business of fire and marine insurance in this State, to place or cause to be placed, to write or cause to be written, any contract or policy of insurance against loss by fire, or the perils of the sea, on any property in this State, except through legally authorized and licensed agents, resident in the State, and prescribing penalties for violation of same, and to further prescribe conditions to be complied with by any fire, or fire and marine, or marine insurance company, before it shall be licensed or re-licensed by the Commissioner to do business in this State."

Read first time and referred to Committee on Insurance, Statistics and History.

By Senator Rogers:

Senate bill No. 293, a bill to be entitled "An act to authorize corporations to engage in the business of becoming surety on bonds, undertakings, recognizances and other obligations, required or permitted by law or the

charter, ordinances, rules or regulations of any municipality, board, body, organization, court, judge or other public officer, to be made, given, tendered or filed, with surety or sureties, and guaranteeing the refraining from or performance by another of any act, duty or obligation, and to regulate such business, and to repeal chapter XVI, title 21, of the Revised Statutes of the State of Texas."

Read first time and referred to Committee on Finance.

By Senator Greer:

Senate bill No. 294, a bill to be entitled "An act to provide for the relief of citizens of Newton county, Texas, suffering by reason of the drouth, making an appropriation therefor and prescribing the manner in which it shall be distributed."

Read first time and referred to Committee on State Affairs.

By Senator Bowser:

Senate bill No. 295, a bill to be entitled "An act requiring foreign life insurance companies doing business in this State to invest a portion of its funds derived from business in this State in Texas securities, and providing penalties for a violation of its provisions."

Read first time and referred to Committee on Insurance, Statistics and History.

By Senator Greer:

Senate bill No. 296, a bill to be entitled "An act to amend chapter 14, of title 86, of the Revised Civil Statutes of 1895, by adding after article 3993b a new article, to be numbered 3993c, providing for the organization of school districts in community counties, and validating such districts heretofore organized."

Read first time and referred to the Committee on Education.

By Senator Harrison:

Senate bill No. 297, a bill to be entitled "An act to restore and confer upon the county court of Lampasas county the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and General Statutes of Texas, to define the jurisdiction of said court, and to conform the jurisdiction of the district court of said county to such change, to fix the time of holding court, and to repeal all laws in conflict with this act."

Read first time and referred to Judiciary Committee No. 1.

By Senator Darwin:

Senate bill No. 298, a bill to be entitled "An act to regulate the terms and

fix the times for holding the district courts in the Eighth judicial district of Texas, and to repeal all laws and parts of laws in conflict with this act."

Read first time and referred to Judiciary Committee No. 1.

Call concluded.

HOUSE MESSAGES.

The following House messages were received:

Hall House of Representatives,

Austin Texas, March 18, 1897.

Hon. Geo. T. Jester, President of the Senate:

I am directed by the House to inform the Senate of the passage of the following bill:

Senate bill No. 197, a bill to be entitled "An act to incorporate the city of Dallas and grant it a new charter."

With House amendments.

Respectfully,

LEE J. ROUNTREE, Chief Clerk.

House of Representatives,

Austin Texas, March 18, 1897.

Hon. George T. Jester, President of the Senate.

I am directed by the House to inform the Senate of the passage of the following bills:

Senate bill No. 246, a bill to be entitled "An act to validate the incorporations of cities or towns of 1000 inhabitants or over, incorporated since March 30, 1895, which have heretofore attempted to be made under certain conditions,"

Passed by two-thirds vote: ayes 99, noes 2.

Senate bill No. 251, a bill to be entitled "An act to prohibit in certain cases the gathering of pecan nuts, and the cutting, injuring or destroying of pecan trees, and prescribing penalties therefor."

Senate bill No. 105, a bill to be entitled "An act to secure a system of drainage along the public roads of the State by excavating ditches and drains on either side thereof leading into the natural waterways crossed by or adjacent to such roads, and to provide for the making of lateral drainage ditches to empty into the same by the owners of lands adjacent to such roads, and to provide for the payment of expense incurred therefor, and for the collection of assessments from adjoining land owners benefited by such drainage system,"

Passed by two-thirds vote: ayes 102, noes none; with House amendments.

Also, that the House concurs in Senate amendments to House bill No. 322.

Respectfully,

LEE J. ROUNTREE, Chief Clerk.

Senator Rogers moved to recommit to Judiciary Committee No. 1

Substitute Senate bills Nos. 68 and 78, a bill to be entitled "An act to amend article 736, chapter 16, of the Revised Civil Statutes, so as to facilitate the giving of bonds by authorizing corporate suretyship thereon."

Adopted.

BILLS ON THIRD READING.

The Chair laid before the Senate, House bill No. 41, a bill to be entitled "An act to amend article 2979 of chapter 4, title 55, of the Revised Statutes of the State of Texas, relating to divorce, so as to make husband and wife competent witnesses, and to repeal all laws in conflict herewith."

Bill read third time, and passed.

Senator Turney moved to reconsider the vote by which the bill was passed.

(There being a motion on the Journal to reconsider the vote by which the bill was passed to third reading.)

Reconsidered.

Senator Dibrell withdrew his motion to reconsider the vote by which the bill was passed to third reading.

The bill was then passed.

The Chair laid before the Senate

House bill No. 50, "An act to amend article 1757 of the Revised Civil Statutes (1895) of Texas, relating to the time and manner of making returns to the Secretary of State of elections for State and district officers," etc.

Bill read third time and passed.

The Chair laid before the Senate

House bill No. 67, a bill to be entitled "An act to amend article 635, title 20, of the Revised Civil Statutes of the State of Texas, relating to the acknowledgments of married women as to the conveyance of their separate property."

Bill read third time and passed.

The Chair laid before the Senate

House bill No. 68, a bill to be entitled "An act to amend article 636, title 20, of the Revised Civil Statutes of the State of Texas, relating to the acknowledgment of married women to the conveyance of the homestead."

Bill read third time and passed.

BILLS ON SECOND READING.

The Chair laid before the Senate

House bill No. 402, a bill to be entitled "An act to authorize the Comptroller of Public Accounts and the

State Treasurer to transfer the sum of \$20,000 from the organized county tax fund account to the State revenue account."

Action being on passage to third reading.

Bill passed to third reading.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—25.

Atlee.	Morriss.
Beall.	Neal.
Bowser.	Presler.
Burns.	Rogers.
Colquitt.	Ross.
Darwin.	Stone.
Dibrell.	Terrell.
Goss.	Turney.
Greer.	Wayland.
Harrison.	Woods.
Kerr.	Yantis.
Lewis.	Yett.
Linn of Victoria.	

Nays—none.

Absent.

Bailey. Boren.

Excused.

Gough. Stafford.
Linn of Wharton. Tillet.

Bill read third time, and passed by the following vote:

Yeas—25.

Atlee.	Morriss.
Beall.	Neal.
Bowser.	Presler.
Burns.	Rogers.
Colquitt.	Ross.
Darwin.	Stone.
Dibrell.	Terrell.
Goss.	Turney.
Greer.	Wayland.
Harrison.	Woods.
Kerr.	Yantis.
Lewis.	Yett.
Linn of Victoria.	

Nays—none.

Absent.

Bailey. Boren.

Excused.

Gough. Stafford.
Linn of Wharton. Tillet.

Senator Greer called up from the table

House bill No. 82, a bill to be entitled "An act to amend article 878, title 17, chapter 9, of the Penal Code of the State of Texas, and to make the receiving or concealing of stolen prop-

erty a criminal offense, and to provide appropriate penalties for said offense, and to repeal all laws and parts of laws in conflict with the provisions of this act,"

Action being on final passage.

The bill was passed.

The Chair laid before the Senate

House bill No. 548, a bill to be entitled "An act to create a more efficient road system for Wise county, Texas, and making county commissioners of said county ex officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners, and defining the duties and powers of such county commissioners, and providing for the appointment of road overseers, and defining their duties, and for the working of county convicts upon the public roads of said county, and providing officers' fees; and to provide for the payment of teams to work on roads and allowance for time of service for same on public roads in Wise county, and fixing a penalty for violations of this act, and to repeal all laws in conflict herewith,"

Bill read second time, and passed to third reading.

On motion of Senator Terrell, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—25.

Atlee.	Morriss.
Beall.	Neal.
Bowser.	Presler.
Burns.	Rogers.
Colquitt.	Ross.
Darwin.	Stone.
Dibrell.	Terrell.
Goss.	Turney.
Greer.	Wayland.
Harrison.	Woods.
Kerr.	Yantis.
Lewis.	Yett.
Linn of Victoria.	

Nays—none.

Absent.

Bailey. Boren.

Excused.

Gough. Stafford.
Linn of Wharton. Tillett.

Bill read third time, and passed by the following vote:

Yeas—24.

Atlee.	Linn of Victoria.
Beall.	Morriss.
Bowser.	Neal.

Burns.	Rogers.
Colquitt.	Ross.
Darwin.	Stone.
Dibrell.	Terrell.
Goss.	Turney.
Greer.	Wayland.
Harrison.	Woods.
Kerr.	Yantis.
Lewis.	Yett.

Absent.

Bailey. Presler.
Boren.

Excused.

Gough. Stafford.
Linn of Wharton. Tillett.

The Chair laid before the Senate

House bill No. 15, a bill to be entitled "An act to amend article 822, chapter 4, title 17, of the Penal Code, relating to counties exempted from the provisions of articles 813-821, Penal Code."

Bill read second time.

By Senator Turney:

Amend the caption by adding thereto the following, "relative to inspection of sheep."

Adopted.

Bill passed to third reading.

The Chair laid before the Senate

House bill No. 75, a bill to be entitled "An act to amend article 881 of the Penal Code of the State of Texas, relating to theft of horses, asses and mules, so as to fix the punishment therefor at confinement in the penitentiary for not less than two nor more than ten years."

Bill read second time, and passed to third reading.

The Chair laid before the Senate

House bill No. 140, a bill to be entitled "An act to amend article 4744, title XCVII, chapter 4, of the Revised Civil Statutes of Texas of 1895, relating to powers and duties of overseers of public roads."

Bill read second time, and passed to third reading.

The Chair laid before the Senate

House bill No. 180, a bill to be entitled "An act to amend article 5043 of the Revised Statutes of 1895, so as to exempt Maverick county from the provisions of title CII, chapter 6, relating to the inspection of hides and animals."

Bill read second time, with committee amendments.

Committee amendments adopted.

By Senator Turney:

Amend by adding Mason county after Foard county.

Adopted.

By Senator Goss:

Amend by adding after the word "Foard," in line 8, page 2, the word "Throckmorton."

Adopted.

By Senator Goss:

Amend by adding after the word "Baylor," in line 31, page 2, the word "Throckmorton."

Adopted.

Bill as amended passed to third reading.

On motion of Senator Atlee, the regular order of business was suspended to take up on its second reading,

Senate bill No. 276, a bill to be entitled "An act to amend article 4584b, of chapter 14, title XCIV, of the Revised Civil Statutes, limiting the issuance of indebtedness on the part of railroad corporations, where same is secured by a lien upon the property and franchises of such corporations."

Bill read second time.

By Senator Atlee:

Insert words "of evidences" after the word "issuance" in caption.

Adopted.

On motion of Senator Colquitt, further consideration of the bill was postponed, and the bill made special order for Monday, March 22, after call.

Senator Terrell called up

Senate bill No. 32, "An act to amend chapter 4, title 7, of the Code of Criminal Procedure of the State of Texas, by adding thereto article 524a, providing for the issuance of attachments for witnesses residing in the county of the prosecution when such witness is about to remove therefrom,"

Which had passed the House with an amendment, and moved that the Senate concur in said amendment.

Concurred.

Senator Turney called up

Senate bill No. 74, a bill to be entitled "An act to authorize the Commissioner of the General Land Office to forfeit all lands heretofore sold by the State, under any of the various acts of the Legislature, for failure to pay any portion of the purchase price therefor, or interest thereon, or for failure to reside on said land,"

Which had passed the House with an amendment, and moved that the Senate concur in said amendment.

Concurred.

PENDING BUSINESS.

The Chair laid before the Senate

Senate bill No. 63, a bill to be entitled "An act to repeal articles 4218d

and 4218i, chapter 12a, title 87, of the Revised Statutes of the State of Texas, and to add to said chapter article 4218ff, and to amend articles 4218e, 4218f and 4218s of said chapter and title, relating to the sale and lease of the public free school and asylum lands."

Action being on engrossment.

By Senator Goss:

Amend article 4218 of page 2, line 19, of printed bill, by adding at the end of said article the following: "When any of the lands referred to in this act have been sold prior to July 30, 1895, in quantities greater or less than 40 acres, or multiples thereof, and are in good standing as to interest payments, they may be patented in such quantities."

Adopted.

By Senator Goss:

Amend article 4218f by adding at the end of said article the following:

"In any cases where lands have been forfeited to the State for the non-payment of interest, the purchasers or their vendees may have their claims reinstated on their written request, by paying into the Treasury the full amount of interest due on such claim up to the date of reinstatement, provided, that no rights of third persons may have intervened. In all such cases the original obligations and penalties shall thereby become as binding as if no forfeiture had ever occurred."

Adopted.

By Senator Goss:

Amend article 4218f, page 2, line 1, of printed bill, by adding after the word "only" the following, "except where otherwise provided by law."

Adopted.

By Senator Goss:

Amend on page 2, line 19, of printed bill, by adding after the word "him" the following, "or in the same county."

Lost by the following vote:

Yeas—8.

Atlee.	Stone.
Bowser.	Turney.
Goss.	Woods.
Morris.	Yett.

Nays—16.

Beall.	Lewis.
Burns.	Linn of Victoria.
Colquitt.	Neal.
Darwin.	Rogers.
Dibrell.	Ross.
Greer.	Terrell.
Harrison.	Wayland.
Kerr.	Yantis.

Absent.

Bailey. Presler.
Boren.

Excused.

Gough. Stafford.
Linn of Wharton. Tillett.

By Senator Goss:

Amend caption by striking out "article 4218ff" and insert "articles 4218ff and 4218fff."

Adopted.

By Senator Goss:

Amend section 1, line 14, of printed bill, by striking out "article 4218ff" and inserting "articles 4218ff and 4218fff."

Adopted.

By Senator Dibrell:

Amend by substituting "one hundred" for "forty" in line 1, page 2, of the printed bill.

(Senator Bowser in the chair.)

By Senator Goss:

Amend the amendment by inserting "80" in lieu of "100" in Dibrell's amendment.

Adopted.

The amendment as amended was then adopted.

By Senator Goss:

Amend by striking out "40" in line 5, page 2, and insert "80."

Adopted.

Bill as amended ordered engrossed.

Senator Goss moved to suspend the constitutional rule requiring bills to be read on three several days, and the bill be put upon its third reading and final passage.

Lost by the following vote:

Yeas—18.

Atlee.	Morriss.
Bowser.	Presler.
Burns.	Rogers.
Goss.	Stone.
Greer.	Terrell.
Harrison.	Turney.
Kerr.	Woods.
Lewis.	Yantis.
Linn of Victoria.	Yett.

Nays—6.

Beall.	Dibrell.
Colquitt.	Ross.
Darwin.	Wayland.

Absent.

Bailey. Neal.
Boren.

Excused.

Gough. Stafford.
Linn of Wharton. Tillett.

Senator Goss moved to reconsider the vote by which the bill was ordered engrossed, and to lay that motion on the table.

Tabled.

On motion of Senator Colquitt, the regular order of business was suspended to take up, on its second reading,

Senate bill No. 220, a bill to be entitled "An act to punish members of commissioners courts for failing and refusing to comply with requirements of law, and for misapplying funds of the county, and for making contracts not authorized by law; prescribing the duty of district and county attorneys in such cases, and providing for the application of this act to other county officers and to the officers of cities and towns in this State."

Bill read second time, and ordered engrossed.

On motion of Senator Lewis, the regular order of business was suspended to take up on its third reading,

Senate bill No. 1, a bill to be entitled "An act to prescribe and define the liability of persons, receivers or corporations operating railroads or street railways for injuries to their servants and employes, and to prohibit contracts between employer and employe, based upon the contingency of the injury or death of the employe, limiting the liability of the employer for damages,"

Action being on final passage.

By Senator Lewis:

Amend by striking out section 1 and inserting in lieu thereof the following:

"Section 1. That every person, receiver or corporation operating a railroad or street railway, the line of which shall be situated in whole or in part in this State, shall be liable for all damages sustained by any servant or employe thereof while engaged in or about the work of operating the cars, locomotives or trains of such person, receiver or corporation, by reason of the negligence of any other servant or employe of such person, receiver or corporation, and the fact that such servants or employes were fellow-servants with each other shall not impair or destroy such liability."

Pending action.

The Chair announced that the hour fixed for the Senate to go into executive session on the Governor's appointments had arrived, and the Senate accordingly went into executive session.

AFTER EXECUTIVE SESSION.

In executive session the following confirmations were had, to-wit:

To be a member of the Board of Managers for the Southwestern Hospital for the Insane: James T. Burnett of Bexar county.

To be a member of the Board of Managers of the Confederate Home: W. H. Richardson of Travis county.

To be a member of the Board of Trustees of the Blind Asylum: R. H. Kirby of Travis county.

The Senate then resumed consideration of Senate bill No. 1 (see caption above), action being on the amendment offered by Senator Lewis (see above), pending which,

Senator Burns moved to adjourn to 3 p. m.

Lost by the following vote:

Yeas—12.

Atlee.	Linn of Victoria.
Beall.	Morriss.
Burns.	Neal.
Colquitt.	Presler.
Dibrell.	Wayland.
Kerr.	Yett.

Nays—13.

Bowser.	Ross.
Darwin.	Stone.
Goss.	Terrell.
Greer.	Turney.
Harrison.	Woods.
Lewis.	Yantis.
Rogers.	

Absent.

Bailey. Boren.

Excused.

Gough. Stafford.
Linn of Wharton. Tillet.

Senator Bowser called up

Senate bill No. 197, a bill to be entitled "An act to incorporate the city of Dallas, and grant it a new charter,"

Which had passed the House with amendments, and moved that the Senate concur in said amendments.

Concurred by the following vote:

Yeas—24.

Atlee.	Morriss.
Beall.	Neal.
Bowser.	Presler.
Burns.	Rogers.
Colquitt.	Ross.
Darwin.	Stone.
Dibrell.	Terrell.
Goss.	Turney.
Greer.	Wayland.
Harrison.	Woods.
Kerr.	Yantis.
Linn of Victoria.	Yett.

Nays—none.

Absent.

Bailey. Lewis.
Boren.

Excused.

Gough. Stafford.
Linn of Wharton. Tillet.

Senator Bowser moved to reconsider the vote by which the Senate concurred in House amendments, and to lay that motion on the table.

Tabled.

On motion of Senator Presler, the Senate adjourned to 3 p. m.

AFTERNOON SESSION.

The Senate met pursuant to adjournment.

Lieutenant-Governor Jester in the chair.

Roll called.

Quorum present, the following Senators answering to their names:

Atlee.	Morriss.
Beall.	Neal.
Bowser.	Presler.
Burns.	Rogers.
Colquitt.	Ross.
Darwin.	Stone.
Dibrell.	Terrell.
Goss.	Turney.
Greer.	Wayland.
Harrison.	Woods.
Kerr.	Yantis.
Lewis.	Yett.
Linn of Victoria.	

Absent.

Bailey. Boren.

Excused.

Gough. Stafford.
Linn of Wharton. Tillet.

On motion of Senator Wayland, pending business (Senate bill No. 1—fellow-servant bill) was suspended to take up on its second reading,

Senate bill No. 3, a bill to be entitled "An act to amend title 14 of the Code of Criminal Procedure of the State of Texas, by creating and adding thereto articles 1068a, 1068b, 1068c, 1068d, 1068e, 1068f, 1068g, 1068h, 1068i, 1068j, 1068k, 1068l, 1068m, 1068n and 1068o, in relation to the apprehension, identification and conviction of all unknown persons who may be guilty of homicide, and in relation to prescribing a method by which all the circumstances and facts that might lead to the identification and capture of such unknown persons shall be reported, preserved and filed in the office of the Adjutant-General of Texas, as a secret archive of that office."

Bill read second time.

By Senator Wayland:

Amend by adding

"The fact that there being no law requiring reports to be made to the Adjutant-General in regard to homicides creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage, and said rule is hereby suspended, and it is so enacted."

Adopted.

By Senator Greer:

Amend by adding after the word "homicides," line 8, page 2, the following, "of the classes named herein."

Adopted.

By Senator Greer:

Amend by striking out on lines 22 and 23, page 1, "the names of all homicides committed by unknown parties" and inserting "an account of all homicides of the classes named hereafter committed by unknown parties."

Adopted.

By Senator Greer:

Amend by adding after the word "train," line 22, page 2, the following: "5th. When a person is killed by another in the attempt of the latter to commit robbery or theft."

Lost.

By Senator Dibrell:

Amend by adding after the word "train," in line 22, page 2, the following:

"5th. When a person is killed, the object of which is unknown."

Adopted by the following vote:

Yeas—21.

Beall.	Linn of Victoria.
Bowser.	Morriss.
Burns.	Presler.
Colquitt.	Rogers.
Darwin.	Stone.
Dibrell.	Terrell.
Goss.	Turney.
Greer.	Wayland.
Harrison.	Woods.
Kerr.	Yett.
Lewis.	

Nays—2.

Ross.	Yantis.
	Absent.

Atlee.	Boren.
Bailey.	Neal.

Excused.

Gough.	Stafford.
Linn of Wharton.	Tillett.

By Senator Morriss:

Amend by adding after the amendment to line 22, page 2, "and when a murderer has been convicted and before sentence has been affirmed makes his escape."

Adopted.

By Senator Beall:

Amend by striking out lines 17, 18 and 19, page 1, and insert in lieu thereof the following:

"Section 1. That title 14 of the Code of Criminal Procedure of the State of Texas, adopted at the regular session of the Twenty-fourth Legislature, be amended by adding thereto articles 1068a, 1068b, 1068c, 1068d, 1068e, 1068f, 1068g, 1068h, 1068i, 1068j, 1068k, 1068l, 1068m, 1068n and 1068o, as follows:"

Adopted.

By Senator Darwin:

Amend by striking out article 1068j. Lost.

Bill as amended ordered engrossed.

PENDING BUSINESS.

The Chair laid before the Senate, Senate bill No. 1, a bill to be entitled "An act to prescribe and define the liability of persons, receivers or corporations operating railroads or street railways for injuries to their servants and employes, and to prohibit contracts between employer and employe, based upon the contingency of the injury or death of the employe, limiting the liability of the employer for damages,"

Action being on Senator Lewis' amendment, to-wit:

Amend by striking out section 1, and inserting in lieu thereof the following:

"Section 1. That every person, receiver or corporation operating a railroad or street railway, the line of which shall be situated in whole or in part in this State, shall be liable for all damages sustained by any servant or employe thereof while engaged in or about the work of operating the cars, locomotives or trains of such person, receiver or corporation, by reason of the negligence of any other servant or employe of such person, receiver or corporation, and the fact that such servants or employes were fellow-servants with each other shall not impair or destroy such liability."

Senator Lewis withdrew the amendment.

By Senator Colquitt:

Amend by striking out section 1 of the bill and insert in lieu thereof the following:

"Section 1. Every person, receiver or corporation operating a railroad or

street railway, the line of which shall be situated in whole or in part in this State, shall be liable for all damages sustained to the person of any servant or employe acting in the capacity of locomotive engineer, locomotive fireman, conductor or brakeman, while engaged in the work of operating the engines, cars or trains, or switching the cars, of such person, receiver or corporation, by reason of the negligence of any other servant or employe of such person, receiver or corporation, and the fact that such servants or employes were fellow-servants with each other shall not impair or destroy such liability."

Adopted by the following vote:

Yeas—20.

Atlee.	Linn of Victoria.
Beall.	Morriss.
Bowser.	Presler.
Colquitt.	Ross.
Darwin.	Stone.
Goss.	Turney.
Greer.	Wayland.
Harrison.	Woods.
Kerr.	Yantis.
Lewis.	Yett.

Nays—3.

Burns.	Terrell.
Rogers.	

Absent.

Bailey.	Dibrell.
Boren.	Neal.

Excused.

Gough.	Stafford.
Linn of Wharton.	Tillett.

Mr. President: I vote "no" on the above amendment for the reason that I believe it is an unjust discrimination against a large number of employes of railway corporations. **ROGERS.**

Believing that no law on this subject can be passed by the Twenty-fifth Legislature only as a compromise measure, and accepting this as an improvement on the present law, I vote aye.

HARRISON.

By Senator Lewis:

Amend by adding sections 2 and 3 to the bill, as follows:

"Section 2. All persons engaged in the service of any person, receiver or corporation, controlling or operating a railroad or street railway, the line of which shall be situated in whole or in part in this State, who are entrusted by such person, receiver or corporation with the authority of superintendence, control or command of other servants or employes of such person, receiver or corporation, or with the authority to direct any other employe in the per-

formance of any duty of such employe, are vice-principals of such person, receiver or corporation, and are not fellow-servants with their co-employes.

"Section 3. All persons who are engaged in the common service of such person, receiver or corporation controlling or operating a railroad or street railway, and who while so employed are in the same grade of employment, and are doing the same character of work or service, and are working together at the same time and place and at the same piece of work, and to a common purpose, are fellow-servants with each other. Employes who do not come within the provisions of this section shall not be considered fellow-servants."

Senator Turney called for a division of the question (amendment), which was granted, and the amendments (sections) were

Adopted.

By Senator Lewis:

Amend caption by adding after the word "employes," in line 8, the following, "and to define who are fellow-servants."

Adopted.

By Senator Lewis:

Amend by changing the numbers of sections 2, 3 and 4, so that they will read sections 4, 5 and 6.

Adopted.

Bill as amended passed.

Senator Lewis moved to reconsider the vote by which the bill passed, and to lay that motion on the table.

Tabled.

By consent Senator Colquitt introduced the following bill:

By Senator Colquitt:

Senate bill No. 299, a bill to be entitled "An act to amend article 3051, chapter 2, title LVIII, of the Revised Statutes of the State of Texas, giving the Commissioner of Insurance power to examine into the condition of any insurance company of this State, or any other State, and to revoke the license of such company or companies upon refusal to submit to such examination."

Read first time and referred to Committee on Insurance, Statistics and History.

The Chair gave notice of signing, and did sign after their captions had been read.

Senate bill No. 144, a bill to be entitled "An act to amend article 749c, of chapter 18, of title XXI, of the Revised Civil Statutes, restricting land holdings of certain corporations."

Senate bill No. 152, a bill to be enti-

tled "An act to amend the Collin, Grayson, Williamson, Lamar and Bell county road law, said law passed by the Twenty-third Legislature, by amending section 10, in regard to the payment of commissioners when acting as road commissioners."

Senate bill No. 32, a bill to be entitled "An act to amend chapter 4, title 7, of the Code of Criminal Procedure of the State of Texas, by adding thereto article 524a, providing for the issuance of attachments for witnesses residing in the county of the prosecution when such witness is about to remove therefrom."

Senate bill No. 2, a bill to be entitled "An act to amend articles 5139 and 5152 of the Revised Civil Statutes of the State of Texas, adopted at the regular session of the Twenty-fourth Legislature, relating to the assessment and collection of taxes on lands in unorganized counties belonging to non-residents."

On motion of Senator Greer, the regular order of business was suspended to take up on its second reading,

Senate bill No. 237, a bill to be entitled "An act to amend article 812, Revised Civil Statutes, relative to the removal of county seats."

By Senator Yantis:

Amend by striking out all after the word "thereof," in line 29, page 1.

Adopted by the following vote:

Yeas—11.

Colquitt.	Ross.
Darwin.	Wayland.
Goss.	Woods.
Harrison.	Yantis.
Kerr.	Yett.
Morriss.	

Nays—10.

Boren.	Lewis.
Bowser.	Linn of Victoria.
Burns.	Presler.
Dibrell.	Terrell.
Greer.	Turney.

Absent.

Atlee.	Neal.
Bailey.	Rogers.
Beall.	Stone.

Excused.

Gough.	Stafford.
Linn of Wharton.	Tillett.

(Senator Turney in the chair.)

By Senator Yantis:

Amend by striking out all after the word "application," in line 24, page 1.

By Senator Greer:

Substitute for Senator Yantis' amendment: Strike out the enacting clause.

Adopted by the following vote:

Yeas—17.

Atlee.	Lewis.
Beall.	Linn of Victoria.
Boren.	Morriss.
Bowser.	Ross.
Burns.	Terrell.
Darwin.	Turney.
Dibrell.	Wayland.
Greer.	Yett.
Kerr.	

Nays—6.

Colquitt.	Rogers.
Goss.	Woods.
Harrison.	Yantis.

Absent.

Bailey.	Presler.
Neal.	Stone.

Excused.

Gough.	Stafford.
Linn of Wharton.	Tillett.

Senator Beall, arising to a point of personal privilege, spoke as follows:

Mr. President: My attention has been called to an article appearing on March 10, 1897, in *The Alcalde*, a weekly journal published by one L. E. Hill, a student of the University of Texas, in which an attack is made on the Senator from Gaudalupe (Senator Dibrell) on account of his attitude toward Senate bill No. 100, recently before the Senate. I desire to say that this journal is in no sense an exponent of the University sentiment, official or otherwise. It is published as a business enterprise and venture by Mr. Hill and his associates, and anything appearing in its columns no more necessarily represents the sentiment of the faculty and students of that institution than does a contribution to the columns of the daily paper necessarily represent the sentiment of the people of the city in which it is published. The intolerant spirit manifested in this article—the spirit that would crucify one holding or expressing a conviction not precisely conforming to the opinion of the writer, is a spirit out of harmony with the broadening influences of University life and training.

I am an alumnus of the University of Texas. I am loyal to its interests. I did what was within my power to secure the passage of Senate bill No. 100. In other Legislatures I have striven to advance the welfare of our University. The highest hope that I have in connection with the present Legislature is to contribute some little part to promoting its prosperity; but I would be untrue to the lessons I

there learned and to its interests if I did not repudiate the sentiment expressed in the article referred to.

I do not come as a defender of Senator Dibrell. He has thoroughly demonstrated his ability to care for himself under any circumstances; but I do appear as an unsolicited apologist for the editor of *The Alcalde*, who, as I am informed, was the writer of the article, although he publishes it as a contribution to the columns of his paper, because he has advertised himself as intolerant in spirit and indiscreet in utterance. I beseech you that you be charitable toward him. Believe that his zeal to enter the arena of newspaper discussion beclouded his judgment, rather than suppose that he intentionally ignored the rules of courteous debate; and that his love for the institution which he was seeking to champion led him astray, rather than believe that he is obeying his natural instincts when he descends to coarse and fngentlemanly abuse. It is said that the cackling of a goose once saved a great city from destruction; in an hour like this, the cackling of a goose may bring a great institution to destruction.

On motion of Senator Bowser, the regular order of business was suspended to take up on its third reading,

Senate bill No. 188, a bill to be entitled "An act to regulate the purchase of supplies of every kind whatsoever, for the use of State, county and municipal governments, institutions, offices, officers and employes, and to fix a penalty for the violation of the provisions of this act."

Bill read third time, and passed by the following vote:

Yeas—23.

Atlee.	Linn of Victoria.
Beall.	Morriss.
Boren.	Rogers.
Bowser.	Ross.
Burns.	Stone.
Darwin.	Terrell.
Dibrell.	Turney.
Goss.	Wayland.
Greer.	Woods.
Harrison.	Yantis.
Kerr.	Yett.
Lewis.	

Nays—1.

Colquitt.

Absent.

Bailey. Presler.
Neal.

Excused.

Gough. Stafford.
Linn of Wharton. Tillett.

Senator Rogers called up

Senate bill No. 15, a bill to be entitled "An act to amend article 2601, chapter 6, title 51, of the Revised Civil Statutes of the State of Texas, relating to bonds of guardians and sureties thereon."

Which had passed the House with amendment, and moved that the Senate concur in said amendment.

Concurred.

On motion of Senator Morriss, the regular order of business was suspended to take up on third reading,

Senate bill No. 231, a bill to be entitled "An act to amend chapter 2, title XXXII, of the Revised Statutes of the State of Texas, by adding thereto an additional article to be entitled article 1547d."

Bill read third time, and passed by the following vote:

Yeas—17.

Beall.	Linn of Victoria.
Boren.	Morriss.
Bowser.	Ross.
Burns.	Stone.
Colquitt.	Turney.
Dibrell.	Wayland.
Goss.	Woods.
Greer.	Yantis.
Lewis.	

Nays—7.

Atlee.	Rogers.
Darwin.	Terrell.
Harrison.	Yett.
Kerr.	

Absent.

Bailey. Presler.
Neal.

Excused.

Gough. Stafford.
Linn of Wharton. Tillett.

On motion of Senator Atlee, the regular order of business was suspended, to take up, on third reading,

Senate bill No. 145, a bill to be entitled "An act to regulate proceedings in the district court on appeal from the county court, contesting the probate of last wills and testaments."

Bill read third time, and passed by the following vote:

Yeas—24.

Atlee.	Harrison.
Beall.	Kerr.
Boren.	Lewis.
Bowser.	Linn of Victoria.
Burns.	Morriss.
Colquitt.	Rogers.
Darwin.	Ross.
Dibrell.	Stone.
Goss.	Terrell.
Greer.	Turney.

Wayland. Yantis.
Woods. Yett.

Nays—none.

Absent.

Bailey. Presler.
Neal.

Excused.

Gough. Stafford.
Linn of Wharton. Tillett.

The Chair laid before the Senate Senate bill No. 128, a bill to be entitled "An act to amend article 128, title IX, chapter 1, of the Revised Civil Statutes of the State of Texas, relating to the apprehension of lunatics."

Bill read third time and passed.

On motion of Senator Dibrell, the regular order of business was suspended to take up on second reading,

Senate bill No. 263, a bill to be entitled "An act to lease to H. P. N. Gammel of Austin, Travis county, Texas, the stereotyped plates of volumes fifty-six (56) to eighty-six (86), inclusive, of the Texas Reports, being reports of the decisions of the Supreme Court of Texas."

Bill read second time, and ordered engrossed.

On motion of Senator Dibrell, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—24.

Atlee.	Lewis.
Beall.	Linn of Victoria.
Boren.	Morriss.
Bowser.	Rogers.
Burns.	Ross.
Colquitt.	Stone.
Darwin.	Terrell.
Dibrell.	Turney.
Goss.	Wayland.
Greer.	Woods.
Harrison.	Yantis.
Kerr.	Yett.

Nays—none.

Absent.

Bailey. Presler.
Neal.

Excused.

Gough. Stafford.
Linn of Wharton. Tillett.

Bill read third time.

By Senator Beall:

Amend section 2 by adding thereto the following: "And conditioned further, that the volumes of said reports to be published by said Gammel shall be equal in binding and mechanical

work to the volumes of the Supreme Court Reports published by the State at this time."

Adopted.

Bill passed by the following vote:

Yeas—23.

Atlee.	Linn of Victoria.
Beall.	Morriss.
Boren.	Rogers.
Bowser.	Ross.
Burns.	Stone.
Colquitt.	Terrell.
Dibrell.	Turney.
Goss.	Wayland.
Greer.	Woods.
Harrison.	Yantis.
Kerr.	Yett.
Lewis.	

Nays—none.

Absent.

Bailey. Neal.
Darwin. Presler.

Excused.

Gough. Stafford.
Linn of Wharton. Tillett.

Senator Dibrell moved to reconsider the vote by which the bill was passed, and to lay that motion on the table.

Tabled.

On motion of Senator Goss, the regular order of business was suspended to take up on its third reading,

Senate bill No. 208, a bill to be entitled "An act to repeal article 5172 of the Revised Civil Statutes of the State of Texas, relating to the payment of taxes by non-residents."

Bill read third time.

By Senator Goss:

Amend by striking out section 1, and insert the following:

"Section 1. Be it enacted by the Legislature of the State of Texas, that article 5172 of the Revised Civil Statutes of the State of Texas be and the same is hereby amended so that hereafter it shall read as follows:

"Article 5172. Non-residents of counties, owing State or county taxes, are hereby authorized to pay the same to the Comptroller of Public Accounts; provided, that all taxes due by said non-residents shall be paid at the Comptroller's office on or before the 1st day of January next after the assessment of such taxes; provided, further, that the collectors of taxes shall be entitled to the commissions on all moneys so paid to the Comptroller by non-residents."

Adopted.

By Senator Goss:

Amend caption by striking out the

word "repeal," and insert the word "amend."

Adopted.

Senator Beall moved to postpone further consideration of the bill indefinitely.

Postponed by the following vote:

Yeas—17.

Atlee.	Linn of Victoria.
Beall.	Rogers.
Boren.	Ross.
Bowser.	Stone.
Colquitt.	Turney.
Darwin.	Woods.
Greer.	Yantis.
Kerr.	Yett.
Lewis.	

Nays—5

Burns.	Terrell.
Goss.	Wayland.
Morriss.	

Absent.

Bailey.	Neal.
Dibrell.	Presler.
Harrison.	

Excused.

Gough.	Stafford.
Linn of Wharton.	Tillett.

Senator Atlee entered a motion to reconsider the vote by which the bill was postponed, and had same spread on the Journal.

Senator Rogers called up

Senate bill No. 16, a bill to be entitled "An act to amend article 1942 of chapter 8, title 39, of the Revised Statutes of the State of Texas of 1895,"

Which had passed the House with an amendment, and moved that the Senate concur in said amendment.

Concurred.

Senator Rogers called up

Senate bill No. 55, a bill to be entitled "An act to amend articles 641 and 642, chapter 2, of title 21, of the Revised Civil Statutes of Texas, relating to the creation of corporations,"

Which had passed the House with amendments, and moved that the Senate concur in said amendments.

Concurred.

COMMITTEE REPORTS.

The following committee reports were made:

Committee Room,

Austin, Texas, March 18, 1897.

Hon. George T. Jester, President of the Senate.

Your Committee on Insurance, Statistics and History, to whom was referred

Senate bill No. 292, a bill to be enti-

tled "An act making it unlawful for any fire, or fire and marine, or marine insurance company, which is legally licensed to transact the business of fire and marine insurance in this State, to place or cause to be placed, to write or cause to be written, any contract or policy of insurance against loss by fire or the perils of the sea, on any property in this State, except through legally authorized and licensed agents, resident in the State, and prescribing penalties for violation of same, and to further prescribe conditions to be complied with by any fire, or fire and marine, or marine insurance company, before it shall be licensed or re-licensed by the Commissioner to do business in this State,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LINN of Victoria, Chairman.

Committee Room,

Austin, Texas, March 18, 1897.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Insurance, Statistics and History, to whom was referred

Senate bill No. 295, a bill to be entitled "An act to be entitled an act requiring foreign life insurance companies doing business in this State to invest a portion of its funds derived from business in this State in Texas securities, and providing penalties for a violation of its provisions,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LINN of Victoria, Chairman.

Committee Room,

Austin, Texas, March 18, 1897.

Hon. George T. Jester, President of the Senate.

Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 32, a bill to be entitled "An act to amend chapter 4, title 7, of the Code of Criminal Procedure, by adding thereto article 524a, providing for the issuance of attachments for witnesses residing in the county of the prosecution, when such witness is about to remove therefrom."

And find the same correctly enrolled, and have this day, at 4.50 p. m., presented the same to the Governor for his approval.

ROGERS, Chairman.

Committee Room,
Austin, Texas, March 18, 1897.

Hon. George T. Jester, President of the Senate.

Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 2, a bill to be entitled "An act to amend articles 5139 and 5152 of the Revised Civil Statutes of the State of Texas, adopted at the regular session of the Twenty-fourth Legislature, relating to the assessment and collection of taxes on lands in unorganized counties belonging to non-residents."

And find the same correctly enrolled, and have this day, at 4.50 p. m., presented the same to the Governor for his approval.

ROGERS, Chairman.

Committee Room,
Austin, Texas, March 18, 1897.

Hon. George T. Jester, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 144, a bill to be entitled "An act to amend article 749c of chapter 18, title 21, of the Revised Statutes, restricting land holdings of certain corporations,"

And find the same correctly enrolled, and have this day, at 4.50 p. m., presented the same to the Governor for his approval.

ROGERS, Chairman.

Committee Room,
Austin, Texas, March 18, 1897.

Hon. George T. Jester, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 152, entitled "An act to amend the Collin, Grayson, Williamson, Lamar and Bell county road law, said law passed by the Twenty-third Legislature, by amending section 10, in regard to the payment of commissioners when acting as road commissioners."

And find the same correctly enrolled, and have this day, at 4.50 p. m., presented the same to the Governor for his approval.

ROGERS, Chairman.

Committee Room,
Austin, Texas, March 18, 1897.

Hon. George T. Jester, President of the Senate.

Your Committee on Engrossed Bills

have carefully examined and compared

Senate bill No. 188, entitled "An act to regulate the purchase of supplies of every kind whatsoever for the use of State, county and municipal governments, institutions, offices, officers and employes, and to fix a penalty for the violation of the provisions of this act,"

And find the same correctly engrossed.

DIBRELL, Acting Chairman.

Committee Room,
Austin, Texas, March 18, 1897.

Hon. George T. Jester, President of the Senate.

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 216, a bill to be entitled "An act to amend article 745 of the Revised Civil Statutes of the State of Texas, requiring foreign corporations to file their articles of incorporation with the Secretary of State, and imposing certain conditions upon said corporations transacting business in this State, and authorizing the Secretary of State to issue permits to such corporations."

And find the same correctly engrossed.

DIBRELL, Acting Chairman.

Committee Room,
Austin, Texas, March 18, 1897.

Hon. George T. Jester, President of the Senate.

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 48, a bill to be entitled "An act to provide for the survey of lands to be set apart as a permanent fund for a branch university for colored people of this State."

And find the same correctly engrossed.

DIBRELL, Acting Chairman.

Committee Room,
Austin, Texas, March 18, 1897.

Hon. Geo. T. Jester, President of the Senate.

Your Committee on Judicial Districts, to whom was referred

Senate bill No. 291, a bill to be entitled "An act to amend subdivision 15 of article 22, of the Revised Civil Statutes of the State of Texas, relating to the time of holding the terms of the district court in the Fifteenth judicial district of Texas, passed by the Twenty-fourth Legislature in the year 1895, and to repeal all laws in conflict with this act,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

DIBRELL, Chairman.

On motion of Senator Darwin, the Senate adjourned to 10 a. m. to-morrow.

FIFTY - FIRST DAY.

Senate Chamber,
Austin, Texas, Friday, March 19.
Senate met pursuant to adjournment.

Lieutenant Governor Jester in the chair.

Roll called.

Quorum present, the following Senators answering to their names:

Atlee.	Lewis.
Bailey.	Linn of Victoria.
Beall.	Morriss.
Bowser.	Neal.
Burns.	Presler.
Colquitt.	Ross.
Darwin.	Stone.
Dibrell.	Terrell.
Goss.	Turney.
Gough.	Wayland.
Greer.	Woods.
Harrison.	Yantis.
Kerr.	Yett.

Absent.

Boren. Rogers.

Excused.

Linn of Wharton. Tillet.
Stafford.

Prayer by the Chaplain, Rev. F. S. Jackson.

Pending the reading of the Journal of yesterday,

On motion of Senator Harrison, the same was dispensed with.

On motion of Senator Morriss,

Senator Rogers was excused for non-attendance upon the Senate today, on account of sickness.

On motion of Senator Harrison,

Senator Darwin was excused for Monday and Tuesday, on account of important business.

PETITIONS AND MEMORIALS.

By Senator Harrison:

Petition of 90 citizens of Lampasas county, asking that the jurisdiction (criminal and civil) be restored to the county court of said county.

Read and referred to the Committee on Judicial Districts.

By Senator Atlee:

Memorial of S. H. Woods, Arturo D. Garcia, Julian Palacios, Jesus Olvera and others, citizens and taxpayers of Duval county, protesting against being placed in the Twenty-eighth judicial district, and against being placed in a judicial district with the counties of Cameron, Hidalgo and Starr.

Read and referred to the Committee on Judicial Districts.

HOUSE MESSAGE.

The following House message was received:

Hall House of Representatives,
Austin, Texas, March 19, 1897.

Hon. George T. Jester, President of the Senate.

I am directed by the House to inform the Senate of the passage of the following bills:

Senate bill No. 60, a bill to be entitled "An act to amend article 1180, title 30, chapter 1, of the Revised Civil Statutes of Texas, relating to the institution of suits on holidays and on Sundays."

With amendments.

Senate bill No. 75, a bill to be entitled "An act to validate all office forfeitures of lands heretofore made by the Commissioner of the General Land Office for the non-payment of any part of the interest due thereon, which land has been heretofore sold by the State through any of its authorized agencies, and without reference to the date when, or the acts of the Legislature under which, said sales were made."

With amendments.

Senate bill No. 236, a bill to be entitled "An act to amend article 22, title 4, of the Revised Civil Statutes of the State of Texas (1895), so as to extend the terms of the district court in Orange and Jefferson counties."

With amendments.

Senate bill No. 227, a bill to be entitled "An act to create a more efficient road system for McLennan county, Texas, and making county commissioners of said county ex officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners, and defining the powers and duties of such county commissioners, and providing for the appointment of road overseers, and defining their duties, and for the working of county convicts on public roads of said county, and providing for officers' fees, and rewards and penalties for said convicts, and rewards for the capture of escaped convicts, and to provide for the